

# Civil Enforcement Case Report

## Civil Enforcement Case

### Basic Information

**Case Number:** 09-1998-0169  
**Case Name:** MONTROSE - CBS/POTLATCH/SIMPSON  
**Case Category:** Judicial  
**Case Status (as of 08/19/1999):** Settlement Present  
**Case Lead:** EPA  
**Court Docket Number:** --  
**DOJ Docket Number:** --

**Relief Sought:** Cost Recovery, Cost Recovery RI/FS (CERCLA), Cost Recovery Remedial Design (CERCLA), Cost Recovery Removal (CERCLA), Injunctive Remedial Action (CERCLA), Other Cost Recovery (CERCLA)  
**Enforcement Outcome:** --  
**Headquarters Division:** CER  
**Branch:** HAZ.W  
**Result of Voluntary Disclosure?** No  
**Multi-media Case?** No  
**Enforcement Type:** Civil Judicial Action  
**Violations:** Disposal Facility Req. - Not Otherwise Spec.

### Penalties – Case Level

**Total Federal Penalty Assessed or Agreed To:** \$0  
**Total State/Local Penalty Assessed:** \$0  
**Total SEP Cost:** \$0  
**Total Compliance Action Cost:** \$125,000,000  
**Total Cost Recovery:** \$11,150,000

### Case Summary

THIS CASE INVOLVES NEGOTIATION AND EPA APPROVAL OF A REFERRAL OF A CONSENT DECREE TO THE US DEPT OF JUSTICE. THE CONSENT DECREE WILL SETTLE ALL CERCLA CLAIMS WITH CBS, INC., POTLATCH CORP, AND SIMPSON PAPER CO., ALL NAMED IN THE US V. MONTROSE COST RECOVERY LITIGATION, BUT DUE TO THE UNIQUE HISTORY OF LITIGATION AND OTHER FACTORS THIS CD IS BEING HANDLED AS A SEPARATE REFERRAL.

### Laws and Sections

Law	Sections	Programs
CERCLA	107A	Cost Recovery

### Citations

Title	Part	Section
No data records returned		

### Facilities

FRS Number	Facility Name	Address	City Name	State	Zip	SIC Codes	NAIC Codes
110002630608	MONTROSE CHEMICAL (MONTROSE SUPERFUND SITE)	20201 SOUTH NORMANDIE AVENUE	TORRANCE	CA	90502	2869 2879 5191	--

### Defendants

Defendants and Settlements	In Complaint	In Settlement
CBS INCORPORATED	Y	Y
POTLATCH CORPORATION	Y	Y
SIMPSON PAPER COMPANY	Y	Y

### Case Milestones

Event	Actual Date
Referred To Dept Of Justice	09/29/1998
Enforcement Action Data Entered	10/28/1998
Complaint Filed With Court	08/19/1999

### Related Case Documents

Document	Facility Name	Publish Date	EPA Program
No data records returned			

Event	Actual Date
Final Order Lodged	08/19/1999
Final Order Entered	08/19/1999

### Pollutants

Pollutant Name	Chemical Abstract Number
DDT	50293

### Related Activities

Description	Actual Date
Case File	--

## Final Order 1

**Final Order Type:** Consent Decree or Court Order Resolving a Civil Judicial Action  
**Final Order Name:** MONTROSE - CBS/POTLACH/SIMPSON  
**Linked Facilities (FRS ID):** 110002630608  
**Final Order Lodged Date:** 08/19/1999  
**Final Order Entered Date:** 08/19/1999  
**Enforcement Action Closed Date:** --  
**Actual Termination Date:** --

### Penalties/SEPs/Cost Recovery Amounts

**Federal Penalty Assessed or Agreed To:** \$0  
**State/Local Penalty Assessed:** --  
**SEP Value:** --  
**Compliance Action Cost:** \$125,000,000  
**Federal Cost Recovery Awarded:** \$11,150,000

### Complying Actions

Complying Action ID	Category	Description
19663	Direct Environmental Reduction	Migrated Removal (CERCLA/RCRA/OPA/UST)
2600800455	Direct Environmental Reduction	Migrated Data (Direct)

### Supplemental Environmental Projects

SEP ID	Category	SEP Value	Description
No data records returned			

### Estimated Pollutant Reductions

Resulting From	Pollutant	Estimated Annual Amount	Units	Media Affected
CA ID 2600800455	DDT	100	tons	Water (sediment)
CA ID 2600800455	VOC	10	tons	Water (sediment)